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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA, ) No. CR-09-00933-CW  
14 v. ) [PROPOSED] ORDER EXCLUDING  
15 JOSE CRUZ-RAMIREZ, ) TIME FROM APRIL 23, 2010 TO MAY  
16 Defendant. ) 24, 2010 FROM SPEEDY TRIAL ACT  
CALCULATION (18 U.S.C. §§  
3161(h)(7)(A) and (B))

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19 Defendant Jose Cruz-Ramirez was arraigned on the indictment before the Court on April  
20 23, 2010. At that time counsel for the defendant indicated he would need time both to review  
21 discovery materials and to meet with his client. The Court set an appearance date of May 24,  
22 2010, for status and trial setting before the Hon. Laurel Beeler. The Court then ordered that time  
23 should be excluded from the Speedy Trial Act calculation from April 23, 2010 through May 24,  
24 2010, for effective preparation of defense counsel. With the agreement of the parties, the Court  
25 enters this order documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. §§  
26 3161(h)(7)(A) and (B), from April 23, 2010 through May 24, 2010.

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No. CR-09-00933-CW  
[Proposed] Order Excluding Time

1       The parties agreed, and the Court found and held, as follows:

2       1.      The parties agreed to the exclusion of time under the Speedy Trial Act so that  
3 defense counsel would have time to meet with his client and to review discovery, taking into  
4 account the exercise of due diligence.

5       2.      Given these circumstances, the Court found that the ends of justice served by  
6 excluding the period from April 23, 2010 to May 24, 2010 from Speedy Trial Act calculations  
7 outweighs the interests of the public and the defendant in a speedy trial by allowing time for the  
8 defense effectively to prepare the case, in accordance with 18 U.S.C. §§ 3161(h)(7)(A) and (B).

9       3.      Accordingly, with the consent of defendant's attorney, the Court ordered that the  
10 period from April 23, 2010 to May 24, 2010, be excluded from Speedy Trial Act calculations,  
11 pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B).

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13       IT IS SO ORDERED.

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15       DATED: 5/3/2010

